

**MEETING AGENDA**

Texas Appraiser Licensing & Certification Board
Room 170, TALCB Headquarters Office
Stephen F. Austin State Office Building
1700 North Congress, Austin, Texas 78701

Friday, May 9, 2014, 10:00 a.m.

CALL TO ORDER

1. Call to order and pledges of allegiance
2. Roll call and discussion and possible action to excuse Board member absences, if any
3. Welcome new Board members and recognize outgoing Board members

PUBLIC COMMENTS

4. Comments from members of the public regarding non-agenda items

CONSENT AGENDA

5. Ratification of the official record of the February 21, 2014 Board meeting as approved for posting on the website by the Secretary of the Board
6. Approval of agreed final orders and surrenders in the matter of:
 - a. (Marvin Reshun Hassell, TX-1340068-T)
 - b. (Jason Greg Wampler, TX-1340341-T)
 - c. (Sidney Patrick Victory, III, TX-1340188-T)
 - d. Audit# 14-042 (Steven Price Poland, TX-1340256-T)
 - e. Complaint# 14-018 (Christopher Shiao, TX-1336510-L)
 - f. Complaint# 13-296 (James Shaun Blackmon, TX-1322168-R)
 - g. Complaint# 13-328 (Raymond C. Harrison, TX-1324528-G)
 - h. Complaint# 13-256 (Paul George Zacour, TX-1322726-G)
 - i. Complaint# 14-021 (Jason Paul Grubert, TX-1337394-R)
 - j. Complaint# 13-330 (Duncan Clark Gimpel, Jr., TX-1326989-G)
 - k. Complaint# 13-301 (Michael John Braught, TX-1333875-R)
 - l. Complaint# 13-224 (Kenneth Lynwood Becker, TX-1338662-R)
 - m. Complaint# 14-036 (Michael W. Langer, TX-1333611-L)
 - n. Complaint# 13-251 (Chencheng Jack Wu, TX-1322574-G)



EXECUTIVE SESSION

7. Executive session to receive advice of counsel pursuant to Texas Government Code §551.071

COMMITTEE REPORTS

8. Report by AMC Advisory Committee
9. Report by Budget Committee
10. Report by Enforcement Committee
11. Report by Executive Committee

STAFF REPORTS

12. Staff reports by Commissioner, Deputy Commissioner, and Division Directors, which may include reports on processes, monthly activities and statistical data for communications, licensing, education, information technology, staff services, and enforcement; current topics related to regulation of real estate appraisers; discussion of topics raised by monthly reports; introduction of new employees; and questions by Board members to staff regarding issues raised by the staff reports

RULES FOR POSSIBLE ADOPTION

13. Discussion and possible action to adopt amendments to 22 TAC §153.1. Definitions
14. Discussion and possible action to adopt amendments to 22 TAC Chapter 157, Rules Relating to Practice and Procedure:
 - a. 22 TAC §157.3. Scope of Rules
 - b. 22 TAC §157.4. Computation of Time
 - c. 22 TAC §157.5. Conduct and Decorum
 - d. 22 TAC §157.6. Request for Advisory Opinions
 - e. 22 TAC §157.7. Denial of a License
 - f. 22 TAC §157.8. Adverse Action Against a Licensee or Registrant
 - g. 22 TAC §157.9. Notice of Hearing
 - h. 22 TAC §157.11. Contested Cases; Entry of Appearance; Continuance
 - i. 22 TAC §157.12. Failure to Attend Hearing; Default Judgment
 - j. 22 TAC §157.13. Ex Parte Consultations
 - k. 22 TAC §157.14. Informal Disposition
 - l. 22 TAC §157.15. Decision
 - m. 22 TAC §157.17. Final Decisions and Orders



- n. 22 TAC §157.18. Motions for Rehearing; Finality of Decisions
- o. 22 TAC §157.20. Judicial Review
- p. 22 TAC §157.25. Temporary Suspension

RULES FOR POSSIBLE PROPOSAL

15. Discussion and possible action to propose amendments to 22 TAC Chapter 153, Rules Relating to Provisions of the Texas Appraiser Licensing and Certification Act:

- a. 22 TAC §153.3. The Board
- b. 22 TAC §153.5. Fees
- c. 22 TAC §153.8. Scope of Practice
- d. 22 TAC §153.9. Applications
- e. 22 TAC §153.10. Issuance of Certification, License, or Trainee Approval
- f. 22 TAC §153.11. Examinations
- g. 22 TAC §153.13. Educational Requirements
- h. 22 TAC §153.15. Experience Required for Certification or Licensing
- i. 22 TAC §153.17. Renewal or Extension of Certification and License or Renewal of Trainee Approval
- j. 22 TAC §153.18. Appraiser Continuing Education (ACE)
- k. 22 TAC §153.19. Licensing and Certification for Persons with Criminal Histories
- l. 22 TAC §153.20. Guidelines for Revocation, Suspension, Denial of Licensure or Certification; Probationary Licensure
- m. 22 TAC §153.21. Appraiser Trainees and Sponsors
- n. 22 TAC §153.23. Inactive Status
- o. 22 TAC §153.24. Complaint Processing
- p. 22 TAC §153.25. Temporary Out-of-State Appraiser Registration
- q. 22 TAC §153.26. Identity Theft
- r. 22 TAC §153.27. Certification and Licensure by Reciprocity
- s. 22 TAC §153.33. Signature or Endorsement of Appraisal
- t. 22 TAC §153.37. Criminal Matters Referred to Law Enforcement

RULES FOR POSSIBLE REPEAL

16. Discussion and possible action to repeal 22 TAC §153.16. Provisional License

RULE REVIEW

17. Discussion and possible action to close the review of:

- a. 22 TAC, Chapter 155, Rules Relating to Standards of Practice
- b. 22 TAC, Chapter 157, Rules Relating to Practice and Procedure



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18. Discussion and possible action to open the review of 22 TAC, Chapter 159, Rules relating to the Provisions of the Texas Appraisal Management Company Registration and Regulation Act

PENDING BUSINESS

19. Discussion and possible action on recommendations from the Enforcement Committee regarding
- a. Changing the language in Board orders from “certified funds” to “cashier’s check or money order” to clarify how respondents may submit payment for administrative penalties
 - b. Including the category of property being appraised in all Board orders
 - c. Retaining criteria that PIC members be certified USPAP instructors
 - d. Taking no additional action to inform SOAH of the federally mandated deadline for processing complaints
 - e. Adopting flow charts of complaint process for posting on the website
20. Discussion and possible action on recommendations from the Executive Committee regarding
- a. Annual half-day Board training workshop
 - b. Process for leadership transition
 - c. Statutory per diem and travel reimbursement policy, including election by Board members at time of appointment
 - d. ASB program for drop-shipping USPAP to Texas appraisers
 - e. Procedure for adding items to an agenda

NEW BUSINESS

21. Discussion and possible action regarding submission of comments to the Bureau of Consumer Finance Protection and other federal agencies regarding proposed federal rules for AMCs
22. Discussion and possible action on recommendations from the Budget Committee regarding draft FY2015 budget for the Board
23. Discussion and possible action regarding the Agency’s Strategic Plan for FY2015-2019
24. Discussion and possible action regarding alternative standards for evaluating required experience for certification

OTHER BUSINESS

25. Request for potential future meeting agenda items
26. Discussion and possible action to schedule future meeting dates



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APPRAISER LICENSING & CERTIFICATION BOARD

27. Adjourn

The Texas Appraiser Licensing and Certification Board may meet with its attorney in executive session on any item listed above as authorized by the Texas Open Meetings Act, Tex. Gov't Code, §551.071.